IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF OKLAHOMA

ROBERT ANTHONY PRADO,)	
Plaintiff,)	
v.)	Case No. CIV-23-997-D
MARTIN O'MALLEY,)	
Commissioner of Social)	
Security,)	
)	
Defendant.)	

ORDER

This matter comes before the Court on the parties "Stipulations Awarding EAJA Fees" [Doc. No. 17]. Via this filing, the parties represent they have agreed to attorney's fees totaling \$7,500.00 and costs of \$0.00 under the Equal Access to Justice Act, 28 U.S.C. § 2412(d), following the remand of this matter to the Commissioner.

Pursuant to the parties' stipulation, the Court orders that attorney fees be awarded under EAJA in the amount of \$7,500.00, payable to Plaintiff in care of his attorney, subject to offsets for debts to the federal government. Should Plaintiff's counsel ultimately receive attorney fees pursuant to 42 U.S.C. § 406(b) and/or 42 U.S.C. § 1383(d)(2), counsel shall refund the smaller award to Plaintiff pursuant to *Weakley v. Bowen*, 803 F.2d 575, 580 (10th Cir. 1986).

IT IS SO ORDERED this 15th day of February, 2024.

TIMOTHY D. DeGIUSTI

Chief United States District Judge